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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10  
11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 v.  
14 HOLMES et al,  
15 Defendants.

Case No. 2:20-mj-00902-DJA  
**ORDER TO CONTINUE  
PRELIMINARY HEARING**  
(Fourth Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,  
18 Acting United States Attorney, and Jim W. Fang, Assistant United States Attorney, counsel for  
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Kathryn  
20 C. Newman, Assistant Federal Public Defender, counsel for Joseph Holmes, and Daniel Hill,  
21 counsel for Emilio Rochester, that the Preliminary Hearing currently scheduled on April 19,  
22 2021, be vacated and continued to a date and time convenient to the Court, but no sooner than  
23 forty-five (45) days.

24 This Stipulation is entered into for the following reasons:

25 1. Parties have entered negotiations and need the additional time to resolve this  
26 matter.

1       2.     The government is in the process of producing discovery, which will allow the  
2 defendants to evaluate the case against them, and, if necessary, prepare for the preliminary  
3 hearing.

4       3.     The defendants are not incarcerated and do not object to a continuance.

5       4.     Additionally, denial of this request for continuance could result in a  
6 miscarriage of justice.

7              This is the fourth request for continuance filed herein.

8              DATED this 15th day of April, 2021.

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10          RENE L. VALLADARES  
11          Federal Public Defender

12          CHRISTOPHER CHIOU  
13          Acting United States Attorney

14          */s/ Kathryn C. Newman*  
15          By \_\_\_\_\_  
16          KATHRYN C. NEWMAN  
17          Assistant Federal Public Defender

18          */s/ Jim W. Fang*  
19          By \_\_\_\_\_  
20          JIM W. FANG  
21          Assistant United States Attorney

22          */s/ Daniel Hill*  
23          By \_\_\_\_\_  
24          DANIEL HILL  
25          Counsel for Emilio Rochester

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
HOLMES et al.,  
Defendant.

Case No. 2:20-mj-00902-DJA

## **ORDER**

HOENES *et al.*

V.

Defendant.

Based on the Stipulation of counsel and good cause appearing,

IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on April 19, 2021 at the hour of 4:00 p.m., be vacated and continued to June 7, 2021, at 4:00 p.m., Courtroom 3A.

DATED this 16th day of April, 2021.

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DANIEL J. ALBREGTS, U.S. Magistrate Judge